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AO 91 (Rev. 08/09) Criminal Complaint

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UNITED STATES DISTRICT COURT
for the
Eastern District of Michigan

United States of America,

Plaintiff,

v.

COURVOISIER CLEVELAND MANUEL

Case: 4:19-mj-30483

Judge: Hluchaniuk, Michael J.

Filed: 09-10-2019

SEALED MATTER (TH)

Defendant(s).

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief:

On or about the date(s) of July 5, 2019 and September 7, 2019, in the county of Genesee
in the Eastern District of Michigan, the defendant(s) violated:

Code Section

18, U.S.C., Section 922(g)(1)

Offense Description

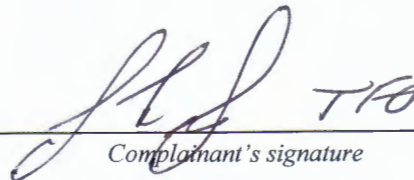
Felon in Possession of a Firearm

This criminal complaint is based on these facts:

On or about July 5, 2019 and September 7, 2019, in the Eastern District of Michigan, defendant having been previously convicted of a crime punishable by a term of imprisonment exceeding one year, knowingly possessed a firearm that was shipped and transported in interstate commerce and foreign commerce, in violation of 18 U.S.C., Section 922(g)(1).

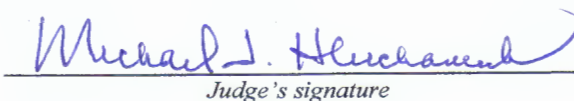


Continued on the attached sheet.


Complainant's signatureJames Swain, TFO - ATF&E

Printed name and title

Sworn to before me and signed in my presence.

Date: September 10, 2019
Judge's signatureCity and state: Flint, MichiganMichael Hluchaniuk, U.S. Magistrate Judge
Printed name and title

AFFIDAVIT

James Swain, being first duly sworn on oath, states that:

1. I have been employed as a Michigan State Trooper since August 1989, and assigned to the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) since October 2013. I have been involved in numerous investigations of firearms, firearms licensing and narcotic laws resulting in successful federal prosecutions. I have a Bachelor of Science degree in Criminal Justice from Michigan State University.
2. I make this affidavit from personal knowledge based on my participation in this investigation, communications with others who have personal knowledge of the events and circumstances described herein, and information gained through my training and experience. The information outlined below is provided for the limited purpose of establishing probable cause and does not contain all details or all facts of which I am aware relating to this investigation.
3. I am currently investigating Courvoisier Cleveland MANUEL, date of birth **/**/1994, for violations of 18 U.S.C. § 922(g)(1), possession of a firearm by a person who has been convicted in any court of a crime punishable by imprisonment for a term exceeding one year.
4. On July 5, 2019, Michigan State Police troopers were requested to check the flat lot parking lot downtown Flint at Saginaw Street near Kearsley Street for a person with a gun. Dispatch advised that the subject was wearing a white tank top

and sweat pants and that he was last seen near the Michigan State University Building at Harrison Street and First Street. When the troopers checked that area, they were assisted by a Genesee County Deputy, who said he had observed an individual matching the description of the person with the gun near First Street and Harrison Street. The troopers and deputy approached a car with Michigan license plate DRE2906, which had four subjects in or around it. An individual matching the description of the person with a gun was seated in the front passenger seat of the car. That individual, later identified as Courvoisier Cleveland MANUEL, was observed leaning forward in the seat making furtive movements, reaching down towards the floorboard. The trooper opened the passenger door and observed a black Springfield Firearms, .40 caliber, model XD40, semi-automatic handgun lying on the floorboard next to the right hand and right leg of MANUEL. The handgun was found to be loaded, with a round in the chamber. During a search of the vehicle, police also found a Taurus, 9mm, model PT111G2, semi-automatic handgun concealed within a void on the front passenger's side of the vehicle. The void was on the right side of the center console, near MANUEL's left leg/foot. The handgun was found to be loaded, with a round in the chamber.

5. On September 7, 2019, Michigan State Police troopers observed a vehicle travelling on Stockdale Street near Iroquois Ave. The troopers observed that the driver, later identified as Courvoisier Cleveland MANUEL, was not wearing a

seatbelt. The troopers turned around and ran the license plate through LEIN and found that the vehicle did not have insurance. The vehicle had Michigan license plate DRE2906, and was the same vehicle in which MANUEL has been found on July 5, 2019. A traffic stop was conducted, and when MANUEL was asked for his license, he advised that he did not have one. During a search of the vehicle, police located a Smith & Wesson .45 caliber, model M&P 45, semi-automatic handgun under the center console of the vehicle on the passenger side, in a hidden compartment near the fuse panel. The firearm was located in the same area where the Taurus, 9mm, semi-automatic handgun had been found on July 5, 2019. The firearm was found to be loaded, with a bullet in the chamber. The firearm was also found to be stolen.


6. On July 29, 2016, MANUEL was convicted in the 7th Circuit Court in Flint, Michigan, of Felony Weapons-Firearm-Possession by a Felon. On July 16, 2013, MANUEL was convicted in the 7th Circuit Court in Flint, Michigan, of unlawful imprisonment and carrying a concealed weapon. Each of these offenses is punishable by a term of imprisonment exceeding one year.

7. On September 9, 2019, ATF Special Agent Jonathan Wickwire, who is recognized by ATF as an expert in the interstate nexus of firearms, told me that the Springfield Firearms, .40 caliber, model XD40, semi-automatic handgun, serial number #US464137, and the Taurus, 9mm, model PT111G2, semi-automatic

handgun, serial number TK038132, and the Smith & Wesson .45 caliber, model M&P 45, semi-automatic handgun, serial number HMZ23537, were all manufactured outside the state of Michigan and the above-described firearms are firearms as defined in Chapter 44, Title 18, United States Code, and, as such, were manufactured after 1898.


8. Based on the foregoing, I have probable cause to believe that on July 5, 2019 and September 7, 2019, in the Eastern District of Michigan, Courvoisier Cleveland MANUEL, knowing that he had been convicted of a felony punishable by a term of imprisonment of one year, knowing possessed, in and affecting interstate commerce, firearms, in violation of 18 U.S.C. § 922(g)(1).

Dated this 10~~th~~ day of September, 2019



JAMES M SWAIN, TFO/TPR
Bureau of Alcohol, Tobacco, Firearms, and Explosives

Sworn to before me this 10~~th~~ day of September, 2019



Hon. Michael Hluchaniuk
United States Magistrate Judge